

1 BILL NO. G-85-04-07

2 GENERAL ORDINANCE NO. G-

11-85

3 AN ORDINANCE for the purpose of  
4 vacating a dedicated subdivision  
5 plat within the City of Fort Wayne.

6 WHEREAS, a petition to vacate a dedicated plat with the City  
7 of Fort Wayne (as more specifically described below) was duly filed with  
8 the City Planning Commission; and

9 WHEREAS, said Commission duly held a public hearing thereon; and

10 WHEREAS, said Commission had duly forwarded its recommendation  
11 to this body approving said petition, all in accordance with I.C.36-7-4-512(2)  
12 and this body having held a public hearing on said vacation as provided  
13 in I.C. 36-7-3-12; and

14 WHEREAS, this body concurs in the recommendation of the City  
15 Planning Commission.

16 NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE  
17 CITY OF FORT WAYNE, INDIANA:

18 SECTION 1. That the petition filed herein to vacate a dedicated  
19 plat within the City of Fort Wayne, more specifically described as follows,  
20 to-wit:

21 The plat of Devonshire in its entirety, a Subdivision of  
22 part of Lot 24 in Edsall's Subdivision in LaGro Reserve,  
23 Township 30 North, Range 12 East, Allen County, Indiana,  
the same having been recorded in Plat Book 44, pages 65-68  
in the Office of the Recorder of Allen County, Indiana.

24 Including the right-of-way of Westglen Court, Lots Number  
25 1 through 23, both inclusive, the easements and building  
lines; together with the Protective Restrictions, Covenants  
and Limitations thereto;

26 and which vacating amends the Thoroughfare Plan of the City Comprehensive  
27 ("Master") Plan and is hereby approved in all respects.

28 SECTION 2. That this Ordinance shall be in full force and  
29 effect from and after its passage, any and all necessary approval by the  
30 Mayor.

31  
32   
COUNCIL MEMBER



1 Bill No. G-85-

2 Page two

3  
4  
5  
6 APPROVED AS TO FORM AND LEGALITY

7   
8 BRUCE O. BOXBERGER, CITY ATTORNEY

9  
10 \*\* Public hearing to be held on \_\_\_\_\_, the \_\_\_\_\_  
11 day of \_\_\_\_\_, 1985, in the Council Chambers.

12  
13 Sandra E. Kennedy, City Clerk  
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Read the first time in full and on motion by Redd, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee Regulation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ .M., E.S.

DATE: 4-9-85

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Redd, seconded by Stier, and duly adopted, placed on its passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>9</u>	_____	_____	_____	_____
<u>BRADBURY</u>	<u>✓</u>	_____	_____	_____	_____
<u>BURNS</u>	<u>✓</u>	_____	_____	_____	_____
<u>EISBART</u>	<u>✓</u>	_____	_____	_____	_____
<u>GIAQUINTA</u>	<u>✓</u>	_____	_____	_____	_____
<u>HENRY</u>	<u>✓</u>	_____	_____	_____	_____
<u>REDD</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT</u>	<u>✓</u>	_____	_____	_____	_____
<u>STIER</u>	<u>✓</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>✓</u>	_____	_____	_____	_____

DATE: 5-28-85

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)

(SPECIAL) (ZONING MAP) ORDINANCE (RESOLUTION) NO. D-11-85

on the 28th day of May, 1985,

ATTEST:

(SEAL)

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Mark E. GiaQuinta  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 29th day of May, 1985, at the hour of 11:30 o'clock PM.M., E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 29th day of May, 1985, at the hour of 3:00 o'clock P.M., E.S.T.

Win Moses, Jr.  
WIN MOSES, JR., MAYOR



STATE OF INDIANA )  
 ) SS:  
COUNTY OF ALLEN )

BEFORE:  
THE CITY PLAN COMMISSION,  
CITY OF FORT WAYNE,  
INDIANA.

RE: VACATION OF THE PLAT OF DEVONSHIRE, a Subdivision of part of Lot 24 in Edsall's Subdivision in LaGro Reserve, Township 30 North, Range 12 East, Allen County, Indiana, the same having been Recorded in Plat Book 44, pages 65-68 in the Office of the Recorder of Allen County, Indiana.

PETITION TO VACATE, in its entirety, said PLAT OF DEVONSHIRE, including the right-of-way of Westglen Court, Lots numbered 1 through 23, both inclusive, the easements and building lines; together with the Protective Restrictions, Covenants and Limitations thereto.

TO: THE CITY PLAN COMMISSION, CITY OF FORT WAYNE, INDIANA

COMES NOW your petitioner, The Devonshire Corporation, by Michael J. Todoran its president, and respectfully petitions the City Plan Commission, City of Fort Wayne, Indiana to approve the vacation of said PLAT OF DEVONSHIRE, a Subdivision of part of Lot 24 in EDSALL'S SUBDIVISION IN LAGRO RESERVE, Township 30 North, Range 12 East, Allen County, Indiana.

In support of said petition, your petitioner respectfully presents the following:

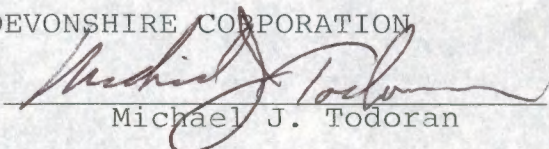
1. That petitioner holds title to all of the lots in said plat.
2. That all lots are vacant.
3. That no street or utility improvements have been installed.
4. That no other person, firm or corporation has an interest in or is affected by the requested vacation.
5. That the requested vacation will permit the development of the tract of land to its highest and best use.
6. That the requested vacation will be advantageous to the growth of the City of Fort Wayne and that it would be in the best interests of the citizens thereof.

Your petitioner files this petition pursuant to the authority granted in Indiana Code, Section 36-7-4-512 in order to complete the vacation as above described.

WHEREFORE, your petitioner prays that the PLAT OF DEVONSHIRE as above described be vacated according to applicable provisions of Indiana Law and for all other just and proper relief in the premises.

THE DEVONSHIRE CORPORATION

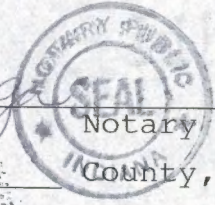
By:

  
Michael J. Todoran



Before me, a Notary Public in and for said County and State, this  
18th day of January, 1985, personally appeared Michael  
J. Todoran, known to me to be president of The Devonshire Corp-  
oration, and acknowledged the foregoing to be his voluntary act  
and deed for the purposes mentioned therein.

Carla S. Boerger  
Carla S. Boerger  
Resident of Allen County, Indiana



My Commission Expires:

January 16, 1988



RESOLUTION

75-12-5

WHEREAS, MICHAEL J. TODORAN, of the DEVONSHIRE CORPORATION has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated plat situated in Fort Wayne, Allen County, to-wit:

The plat of Devonshire in its entirety, a Subdivision of part of Lot 24 in Edsall's Subdivision in LaGro Reserve, Township 30 North, Range 12 East, Allen County, Indiana, the same having been recorded in Plat Book 44, pages 65-68 in the Office of the Recorder of Allen County, Indiana

Including the right-of-way of Westglen Court, Lots Number 1 through 23, both inclusive, the easements and building lines, together with the Protective Restrictions, Covenants and Limitations thereto;

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385, of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of dedicated plat has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said dedicated plat hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said dedicated plat hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said dedicated plat or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)

) SS:

COUNTY OF ALLEN )

I, David J. Kiester, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held April 24 1985 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 24<sup>th</sup> DAY OF April 1985

FORT WAYNE BOARD OF PUBLIC WORKS

David J. Kiester, Director of Public Works

Cosette R. Simon

Cosette R. Simon, Director of Administration & Finance

Lawrence D. Consalvos

Lawrence D. Consalvos, Director of Public Safety



## RESOLUTION

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all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385, of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and property publication thereof;

WHEREAS, said public hearing was held on April 15, 1985 at 7:00 p.m. and at such hearing there were no objections of any kind or character which should prevent the vacation of said dedicated plat.

WHEREAS, said vacation of the dedicated plat has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated plat hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated plat hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said dedicated plat or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.


BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the property governing body having jurisdiction of the vacation of the dedicated plat in Allen County, Indiana.

STATE OF INDIANA )  
 ) SS:  
COUNTY OF ALLEN )

I, Melvin O. Smith, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held April 22, 1985, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 2nd DAY OF May 1985

FORT WAYNE CITY PLAN COMMISSION

  
Melvin O. Smith  
Secretary



**FACT SHEET**

G-85-04-07

BILL NUMBER

**Division of Community  
Development & Planning**

BRIEF TITLE

APPROVAL DEADLINE

REASON

Plat Vacation Ordinance

**DETAILS****Specific Location and/or Address**

North of Ridgelane and West of Reckeweg Rd.

**Reason for Project**

Plat needs to be vacated in order to incorporate a new plat to accomodate condominiums.

**Discussion (Including relationship to other Council actions)**April 15, 1985 - Public Hearing

There was no one present who wished to speak in favor of or in opposition to the proposed vacation.

April 22, 1985 - Business Meeting

Motion to approve was made and carried.

Of the 8 members present 7 voted aye in favor of approval one did not vote.

**POSITIONS****RECOMMENDATIONS****Sponsor**

City Plan Commission

**Area Affected**

City Wide

Other Areas

**Applicants/  
Proponents****Applicant(s)**

Michael Todoran/Windsor Bldrs  
City Department

Other

**Opponents**

Groups or Individuals

Basis of Opposition

**Staff  
Recommendation**☒ For☐ Against

Reason Against

**Board or  
Commission  
Recommendation**

By

☒ For☐ Against☐ No Action Taken

☐ For with revisions to conditions  
(See Details column for conditions)

**CITY COUNCIL  
ACTIONS  
(For Council  
use only)**☐ Pass☐ Other☐ Pass (as  
amended)☐ Hold☐ Council Sub.☐ Do not pass



**DETAILS**

**POLICY / PROGRAM IMPACT**

Policy or Program Change	<input type="checkbox"/> No <input type="checkbox"/> Yes

(This space for further discussion)

Project Start

Date

Projected Completion or Occupancy

Date

Fact Sheet Prepared by

Date

Reviewed by *Gary Baiton*

Date *5/2/85*

Reference or Case Number



**FACT SHEET**

G-85-04-07

BILL NUMBER

**Division of Community  
Development & Planning****BRIEF TITLE**

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Michael Todoran/Windsor Bldrs  
City Department

Other

**Opponents**

Groups or Individuals

Basis of Opposition

**Staff  
Recommendation**☒ For ☐ Against

Reason Against

**Board or  
Commission  
Recommendation**

By

☒ For ☐ Against  
☐ No Action Taken☐ For with revisions to conditions  
(See Details column for conditions)**CITY COUNCIL  
ACTIONS  
(For Council  
use only)**☐ Pass ☐ Other☐ Pass (as amended) ☐ Hold☐ Council Sub. ☐ Do not pass



**DETAILS**

**POLICY/ PROGRAM IMPACT**

Policy or Program Change	<input type="checkbox"/> No <input type="checkbox"/> Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start

Date

Projected Completion or Occupancy

Date

Fact Sheet Prepared by

Date

Reviewed by *Gary Baiton*

Date *5/2/85*

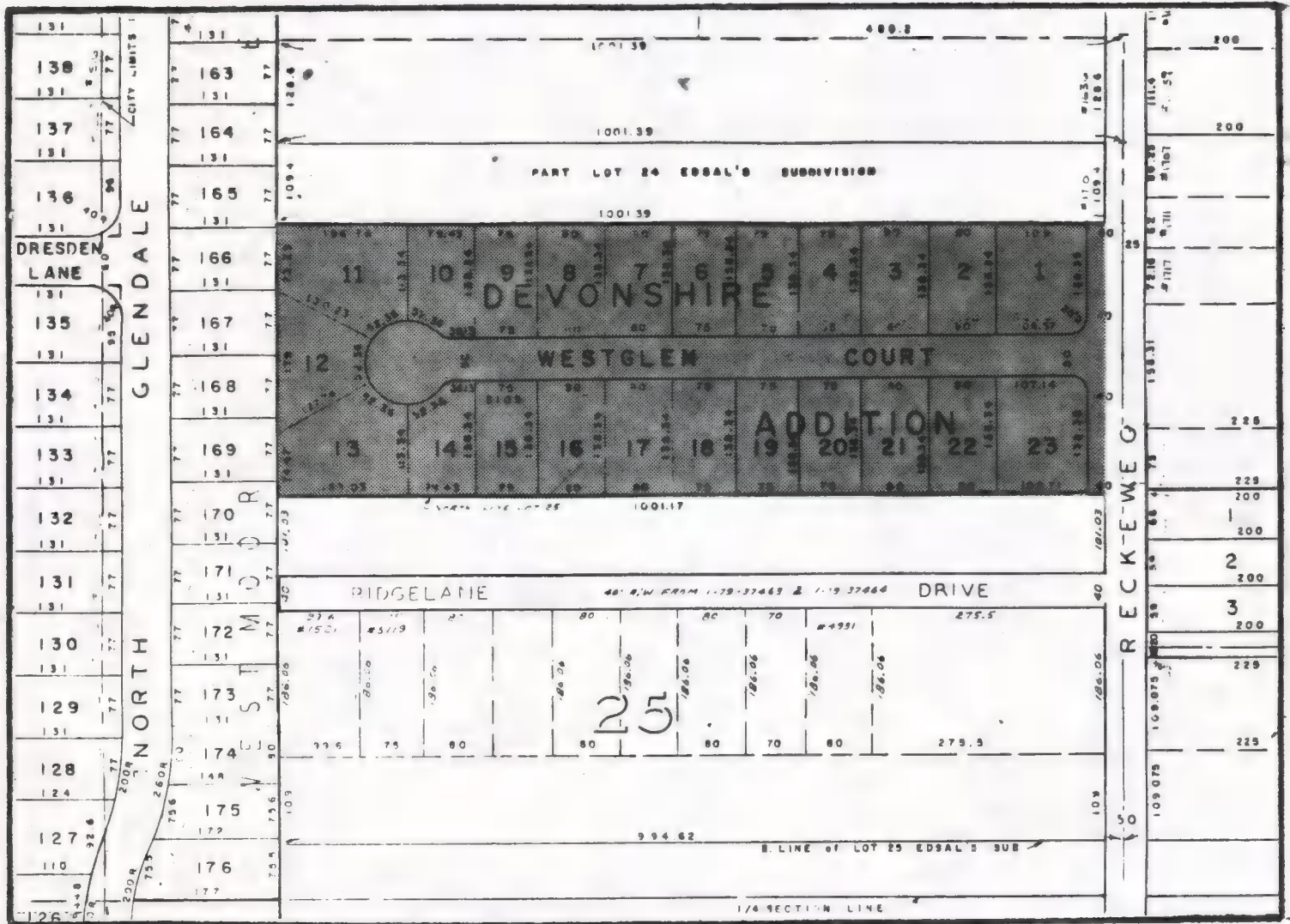
Reference or ~~Case~~ Number



# VACATION PETITION #113

A PETITION TO VACATE THE DESCRIBED PLAT  
OF PROPERTY. MAP NO. F-2

COUNCILMANIC DISTRICT NO. 4



Zoning:

Land Use:

BILL NO. 8-85-04-07

Scale: 1"=200'

-24-

Date: 1-24-85





2 April 1985

**Plat Vacation #113**

**PROPOSAL:**

The Devonshire Corporation petitioning for the vacation of a subdivision.

**GENERAL INFORMATION:**

Location:	West off Reckeweg Road, north of Ridgelane Dr.
Legal Description:	Devonshire Addition
Existing Zoning:	RA
Size of Property:	Approximately 9.137 acres
Surrounding Land Use & Zoning:	North - RA - SFR South - RA - SFR East - RA - SFR West RA & R-1 - SFR
Reason For Request:	Condominium development
Applicable Regulations:	Subdivision plat must be vacated to allow proposed development.
Comprehensive Plan:	No Comment
Urban Design:	No Comment
Neighborhood Planning:	No Comment
HANDS:	No Comment
Housing Authority:	No Comment

**SPECIAL INFORMATION:**

Public Utilities:	Are available with appropriate extensions.
Physical Characteristics:	Currently this is open, undeveloped ground.

**PLANNING STAFF DISCUSSION:**

We have no objections to the proposed vacation. The preliminary development plan for the Sawmill Woods Condominium Project has already received conditional approval from the Plan Commission.

**RECOMMENDATION:**

Conditional Approval

Contingent upon receiving releases from all affected utilities.



# RESOLUTION

75-12-5

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all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385, of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of dedicated plat has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said dedicated plat hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said dedicated plat hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said dedicated plat or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)  
 ) SS:  
COUNTY OF ALLEN )

I, David J. Kiester, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held April 24, 1985 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 24<sup>th</sup> DAY OF April 1985  
FORT WAYNE BOARD OF PUBLIC WORKS

David J. Kiester, Director of Public Works

Cosette R. Simon  
Cosette R. Simon, Director of Administration & Finance

Lawrence D. Consalvos  
Lawrence D. Consalvos, Director of Public Safety



RESOLUTION

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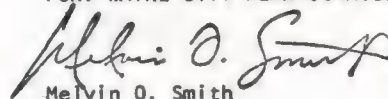
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STATE OF INDIANA )  
                          ) SS:  
COUNTY OF ALLEN )

I, Melvin O. Smith, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held April 22, 1985, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 2nd DAY OF May 1985

FORT WAYNE CITY PLAN COMMISSION

  
Melvin O. Smith  
Secretary



## RECEIPT

COMMUNITY DEVELOPMENT &amp; PLANNING

No 10866

FT. WAYNE, IND.,

19

RECEIVED FROM

THE SUM OF

ON ACCOUNT OF

\$

DOLLARS

100

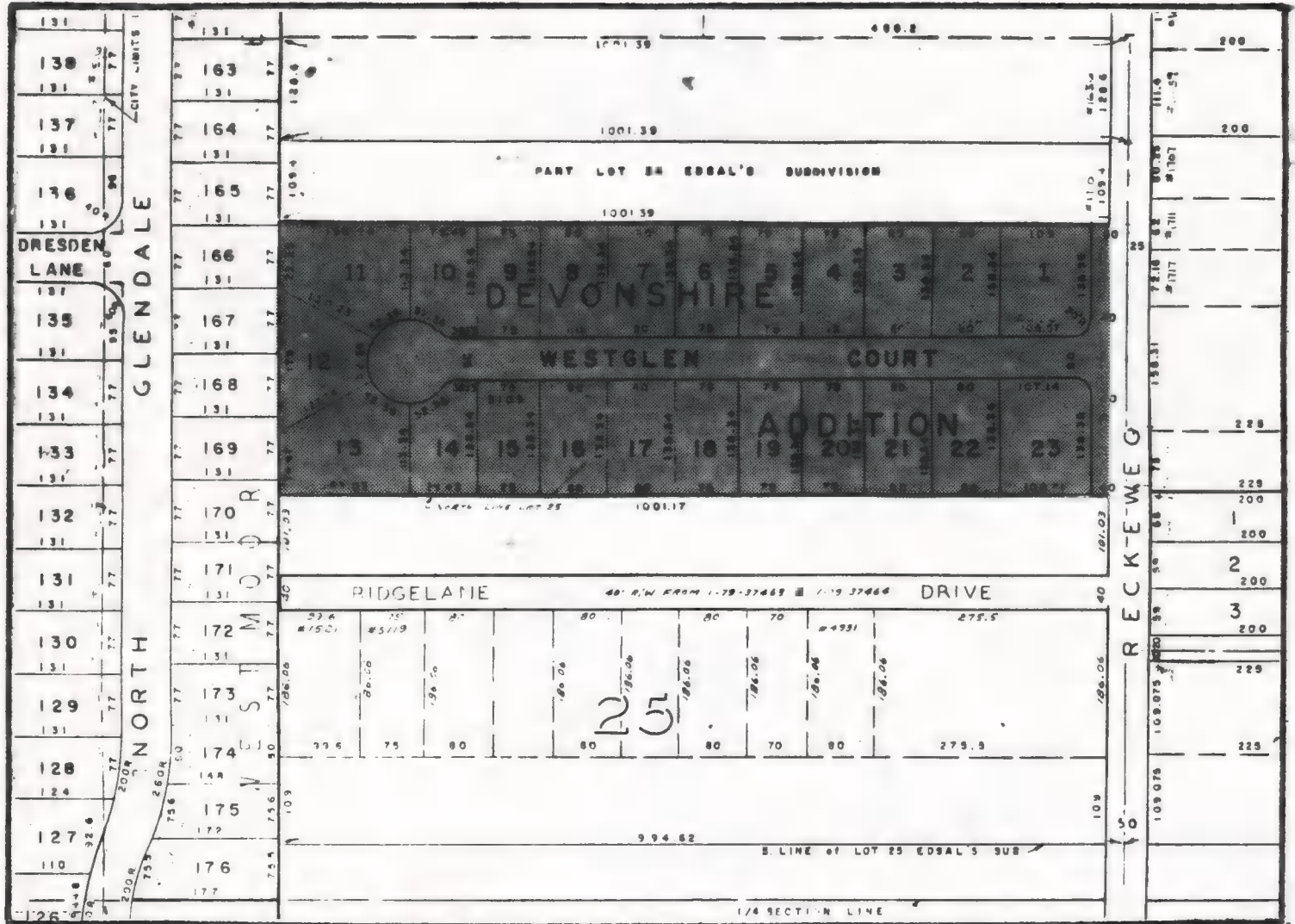
AUTHORIZED SIGNATURE



# VACATION PETITION #113

A PETITION TO VACATE THE DESCRIBED PLAT  
OF PROPERTY. MAP NO. F-2

COUNCILMANIC DISTRICT NO. 4



Zoning:

Land Use:

6-85-04-07

Scale: 1"=200'

Date: 1-24-85





No residents notified:

Notify petitioner - Michael Todoran / Windsor Builders / 5904 Sawmill Woods Ct. / 15



# NOTICE OF PUBLIC HEARING

You are hereby notified that the Fort Wayne City Plan Commission will conduct a public hearing on Monday, April 15, 1985 at 7:00 p.m. in Room #126, City-County Building, One Main Street, Fort Wayne, Indiana on the vacation of a dedicated plat, more particularly described as follows.

The plat of DEVONSHIRE in its entirety, a Subdivision of part of Lot 24 in Edsall's Subdivision in LaGro Reserve, Township 30 North, Range 12 East, Allen County, Indiana, the same having been recorded in Plat Book 44, pages 65-68 in the Office of the Recorder of Allen County, Indiana.

Including the right-of-way of Westglen Court, Lots Number 1 through 23, both inclusive, the easements and building lines; together with the Protective Restrictions, Covenants and Limitations thereto.

All interested persons are invited to appear and be heard.

FORT WAYNE CITY PLAN COMMISSION

Melvin O. Smith  
Secretary

NOTICE OF PUBLIC HEARING  
Bill No. G-85-04-07

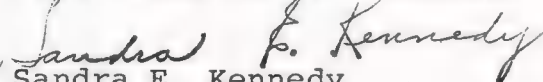
You are hereby notified that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, May 28, 1985, at 7:00 P.M., in Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:

The plat of DEVONSHIRE in its entirety, a Subdivision of part of Lot 24 in Edsall's Subdivision in LaGro Reserve, Township 30 North, Range 12 East, Allen County, Indiana, the same having been recorded in Plat Book 44, pages 65-68 in the Office of the Recorder of Allen County, Indiana.

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All interested persons are invited to appear and be heard.

Fort Wayne Common Council

  
Sandra E. Kennedy  
City Clerk





# The City of Fort Wayne

May 10, 1985

Mr. Michael Todoran  
Windsor Builders  
5904 Sawmill Woods Ct.  
Fort Wayne, IN 46815

## NOTICE OF PUBLIC HEARING ON BILL NO. G-85-04-07

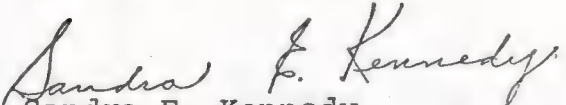
You are hereby notified that the Common Council of Fort Wayne will conduct a public hearing on Tuesday, May 28, 1985, at 7:00 P.M., in Room 128, Common Council Conference Room, 1st Floor, One Main Street, Fort Wayne, Indiana, on the following:

The plat of DEVONSHIRE in its entirety, a Subdivision of part of Lot 24 in Edsall's Subdivision in LaGro Reserve, Township 30 North, Range 12 East, Allen County, Indiana, the same having been recorded in Plat Book 44, pages 65-68 in the Office of the Recorder of Allen County, Indiana.

Including the right-of-way of Westglen Court, Lots Number 1 through 23, both inclusive, the easements and building lines; together with the Protective Restrictions, Covenants and Limitations thereto.

All interested persons are invited to appear and be heard. Any written materials may be submitted to the Common Council prior to the hearing.

Sincerely,

  
Sandra E. Kennedy  
City Clerk



# The City of Fort Wayne

May 10, 1985

Ms. Trudy Sterling  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, IN 46802

Dear Ms. Sterling:

Please give the attached full coverage on the date of May 14, 1985, in both the News Sentinel and Journal Gazette.

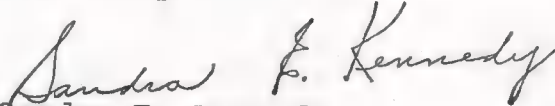
RE: Legal Notice for Common Council  
of Fort Wayne, IN

Bill No. G-85-04-07  
Bill No. G-85-04-08

Please send us 5 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

  
Sandra E. Kennedy  
City Clerk



Fort Wayne Common Council

(Governmental Unit)

Allen

County, IN

To JOURNAL-GAZETTE  
P.O. BOX 100  
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines

2

Body number of lines

18

Tail number of lines

3

Total number of lines in notice

23

COMPUTATION OF CHARGES

23 lines, 1 columns wide equals 23 equivalent lines at .300¢ cents per line \$ 6.90

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) 3 extra 1.50

TOTAL AMOUNT OF CLAIM

\$ 8.40

DATA FOR COMPUTING COST

Width of single column 12.5 picas

Size of type 6 point

Number of insertions 1

Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date May 14 19 85

Drusilla Roose  
Title CLERK

FORM #904

PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says

that he/she is CLERK of the JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one time, the dates of publication being as follows:

5/14/85

Subscribed and sworn to me before this 14th day of May 19 85

Anne M. Perkins

Notary Public

November 29, 1985

My commission expires

NOTICE OF PUBLIC HEARING  
Bill No. G-85-04-07  
You are hereby notified that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, May 28, 1985, at 7:00 P.M., in Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:  
The plat of DEVONSHIRE in its entirety, a Subdivision of part of Lot 24 in Edsall's Subdivision in LaGro Reserve, Township 30 North, Range 12 East, Allen County, Indiana, the same having been recorded in Plat Book 44, pages 65-68 in the Office of the Recorder of Allen County, Indiana.  
Including the right-of-way of Westglen Court, Lots Number 1 through 23, both inclusive, the easements and building lines; together with the Protective Restrictions, Covenants and Limitations thereto.  
All interested persons are invited to appear and be heard.  
Fort Wayne Common Council  
Sandra E. Kennedy  
City Clerk



Fort Wayne Common Council

(Governmental Unit)

Allen

County, IN

To

NEW-SENTINEL

Dr.

P.O. BOX 100

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines		.....
Head	number of lines	2
Body	number of lines	18
Tail	number of lines	3
Total number of lines in notice		23

COMPUTATION OF CHARGES

23	lines,	1	columns wide equals	23	equivalent lines at	.300¢	\$ 6.90
cents per line							
Additional charge for notices containing rule or tabular work (50 per cent of above amount)							
Charge for extra proofs of publication (50 cents for each proof in excess of two) 3 extra							
TOTAL AMOUNT OF CLAIM							
							\$ 8.40

DATA FOR COMPUTING COST

Width of single column 12.5 picas	Size of type	6	point
Number of insertions	Size of quad upon which type is cast	6	

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Drusilla Roose

Date May 14 19 85 Title CLERK

FORM #903

PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says that he/she is CLERK of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, one time which was duly published in said paper for the dates of publication being as follows: 5/14/85

Drusilla Roose

Subscribed and sworn to me before this 14th day of May 19 85

Anne M. Perkins  
Notary Public

November 29, 1985

My commission expires

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All interested persons are invited to appear and be heard.

Fort Wayne Common Council  
Sandra E. Kennedy  
City Clerk

5/14



# ORIGINAL

## DIGEST SHEET

**ORIGINAL**

G-95-04-07

TITLE OF ORDINANCE	Plat Vacation Ordinance
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DEPARTMENT REQUESTING ORDINANCE Land Use Management - CD&P

**SYNOPSIS OF ORDINANCE** Plat of Devonshire

**EFFECT OF PASSAGE** Property is now a dedicated subdivision plat. Plat will  
be vacated and may be replatted for other than single family development.

EFFECT OF NON-PASSAGE Plat will remain a single family residential subdivision.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) \_\_\_\_\_

(ASSIGN TO COMMITTEE (J.N.))

BILL NO. G-85-04-07

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON \_\_\_\_\_ REGULATIONS \_\_\_\_\_ TO WHOM WAS  
REFERRED AN (ORDINANCE) (~~RESOLUTION~~) for the purpose of vacating  
dedicated subdivision plat within the City of Fort Wayne

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION AND BEG  
LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE)

(~~RESOLUTION~~) \_\_\_\_\_

YES

NO

Charles B. Redd  
CHARLES B. REDD  
CHAIRMAN

Janet G. Bradbury  
JANET G. BRADBURY  
VICE CHAIRWOMAN

James S. Stier  
JAMES S. STIER

Ben A. Eisbart  
BEN A. EISBART

Donald J. Schmidt  
DONALD J. SCHMIDT

CONCURRED IN 5-28-85

SANDRA E. KENNEDY  
CITY CLERK